



Paper No. 12

BLANK ROME COMISKY & MCCAULEY, LLP  
THE FARRAGUT BUILDING, SUITE 1000  
900 17TH STREET, NW  
WASHINGTON, DC 20006

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In re Application of  
David R. Williams, et al.  
Application No. 09/628,690  
Filed: July 28, 2000  
Attorney Docket No. 000687.00148

ON PETITION

This is a decision on the petition under 37 CFR 1.313(c)(3), filed by facsimile transmission on April 29, 2002, to withdraw the above-identified application from issue after payment of the issue fee. See 1233 *Official Gazette* 54 (April 11, 2000).

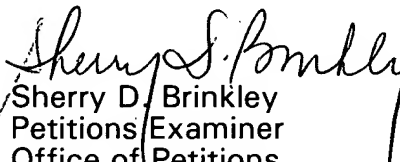
The petition is **DISMISSED** as moot.

Unfortunately, the present petition was not received by the appropriate official for a decision in sufficient time to avert the issuance of the application into U.S. Patent No. 6,379,005 on April 30, 2002. Any inconvenience caused petitioners is regretted.

37 CFR 1.313(d) states that "[a] petition under this section [37 CFR 1.313(c)] will not be effective to withdraw the application from issue unless it is actually received and granted by the appropriate officials before the date of issue."

The file is being forwarded to Files Repository.

Telephone inquiries relating to this decision should be directed to the undersigned at (703) 305-9220.

  
Sherry D. Brinkley  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy